



January 27, 2014

HOUSE BILL No. 1321

DIGEST OF HB 1321 (Updated January 26, 2014 4:51 pm - DI 84)

Citations Affected: IC 20-25.5.

Synopsis: Innovation network schools. Authorizes Indianapolis public schools to enter into an agreement with a school management team to establish innovation network schools.

Effective: July 1, 2014.

Behning

January 15, 2014, read first time and referred to Committee on Education.
January 27, 2014, amended, reported — Do Pass.

HB 1321—LS 6837/DI 116



January 27, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1321

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-25.5 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2014]:

4 **ARTICLE 25.5. INNOVATION NETWORK SCHOOLS**

5 **Chapter 1. Applicability**

6 **Sec. 1. This article applies to a common school corporation that:**

7 (1) is located in whole or in part in the most populous
8 township in a county having a population of more than seven
9 hundred thousand (700,000); and

10 (2) serves the largest geographical territory of any school
11 corporation in the county.

12 **Chapter 2. Definitions**

13 **Sec. 1. As used in this article, "board" has the meaning set forth**
14 **in IC 20-25-2-5.**

15 **Sec. 2. As used in this article, "eligible school" means a school**
16 **which is part of a school corporation that:**

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(1) was in the lowest two (2) categories of school improvement for three (3) consecutive school years; or
 (2) is vacant, underutilized or underenrolled as designated by the school corporation.

Sec. 3. As used in this article, "innovation network school" is an eligible school operated by a school management team. The term includes a charter school.

Sec. 4. As used in this article, "school management team" is a not-for-profit entity responsible for the operations of an eligible school within a school corporation.

Chapter 3. Establishment of Innovation Network Schools

Sec. 1. An innovation network school is subject to all federal and state laws and constitutional provisions that prohibit discrimination on the basis of the following:

- (1) Disability.
- (2) Race.
- (3) Color.
- (4) Gender.
- (5) National origin.
- (6) Religion.
- (7) Ancestry.

Sec. 2. (a) Subject to section 3 of this chapter, the board may enter into an agreement with a school management team to establish an innovation network school.

(b) The terms of the agreement shall specify the following:

- (1) A statement that the innovation network school is considered to be part of the school corporation and not considered a separate local educational agency.
- (2) A statement that the school management team authorizes the school corporation to include the innovation network school's performance assessment results under IC 20-31-8 when calculating the school corporation's performance assessment under rules adopted by the state board.
- (3) Provide that the innovation network school is eligible to receive state and federal funding, including tuition support, as determined in the agreement.

(c) If a school management team and a board enter into an agreement under subsection (a), the school management team and the board shall notify the department that an agreement has been made under this section within thirty (30) days of the agreement.

(d) The school corporation and the school management team shall outline the distribution of all federal and state funds in the



1 agreement entered into under subsection (a).

2 (e) Upon receipt of the notification under subsection (c), the
3 department shall, for school years starting after the date of the
4 agreement, include the innovation network school's performance
5 assessment results under IC 20-31-8 when calculating the school
6 corporation's performance assessment under rules adopted by the
7 state board.

8 **Sec. 3.** An innovation network school that is an eligible school
9 described under IC 20-25.5-2-2(1) shall be subject to oversight
10 from the state board. The state board shall evaluate the
11 performance of the innovation network school based on measures
12 agreed upon by the board and the school management team. The
13 school management team shall also provide to the state board on
14 a quarterly basis:

- 15 (1) academic data;
- 16 (2) financial data; and
- 17 (3) operational data

18 for the innovation network school.

19 **Sec. 4. (a)** For as long as the school management team operates
20 the innovation network school:

- 21 (1) the school management team may use the eligible school
22 building, the accompanying real property, and the building's
23 contents, equipment, and supplies, as provided in the
24 agreement established in section 2 of this chapter; and
- 25 (2) the school corporation shall continue to:

- 26 (A) provide transportation for students attending the
27 innovation network school at the same level of service the
28 school corporation provided before the eligible school
29 became an innovation network school; and
- 30 (B) maintain and repair the buildings and grounds
31 consistent with the maintenance and repair to the school
32 corporation's other buildings and grounds.

33 (b) If the school management team contracts with a school
34 corporation for goods or services, the school corporation may not
35 charge the school management team more for the goods or services
36 than the school corporation pays for the goods or services.

37 **Sec. 5. (a)** The school management team shall have full
38 operational autonomy to run the innovation network school as
39 provided in the agreement described in section 2 of this chapter.

40 (b) A school management team that operates an innovation
41 network school under this chapter shall make all personnel
42 decisions in the innovation network school. In operating the eligible



1 school as an innovation network school under this chapter, the
2 school management team is not bound by a contract entered into
3 under IC 20-29. Employees of a school management team may not
4 organize and collectively bargain under IC 20-29-6.

5 Sec. 6. (a) Except as provided in subsection (b), the following do
6 not apply to an innovation network school:

7 (1) An Indiana statute applicable to a governing body or
8 school corporation.

9 (2) A rule or guideline adopted by the state board.

10 (3) A rule or guideline adopted by the state board concerning
11 teachers, except for those rules that assist a teacher in gaining
12 or renewing a standard or advanced license.

13 (4) A local regulation or policy adopted by a school
14 corporation unless specifically incorporated in the agreement
15 described in section 2 of this chapter.

16 (b) IC 20-24-8-5 applies to an innovation network school.

17 Sec. 7. Any student who lives in the attendance area served by
18 a school that is operated as an innovation network school under
19 this chapter may attend the innovation network school. The
20 innovation network school may not refuse enrollment to a student
21 who lives in the attendance area.

22 Sec. 8. The school management team and the board shall hold
23 a joint public meeting at least two (2) times each year to discuss
24 issues and progress concerning the innovation network school.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1321, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 4, delete "PORTFOLIO" and insert **"INNOVATION NETWORK"**.

Page 2, line 5, delete ""portfolio" and insert **""innovation network"**.

Page 2, line 6, after "team." insert **"The term includes a charter school."**

Page 2, line 10, delete "Portfolio" and insert **"Innovation Network"**.

Page 2, line 11, delete "A portfolio" and insert **"An innovation network"**.

Page 2, line 23, delete "a portfolio" and insert **"an innovation network"**.

Page 2, line 23, delete "The term of the agreement may not be".

Page 2, delete line 24.

Page 2, line 26, delete "portfolio" and insert **"innovation network"**.

Page 2, line 30, delete "portfolio" and insert **"innovation network"**.

Page 2, line 33, delete "511 IAC 6.2-6-5.8, as it existed on January 1, 2014." and insert **"rules adopted by the state board."**

Page 2, line 34, delete "portfolio" and insert **"innovation network"**.

Page 2, line 34, delete "all".

Page 2, line 35, after "support," insert **"as determined in the agreement."**

Page 2, delete lines 36 through 37.

Page 3, line 5, delete "portfolio" and insert **"innovation network"**.

Page 3, line 7, delete "511 IAC 6.2-6-5.8, as it existed on" and insert **"rules adopted by the state board."**

Page 3, delete line 8.

Page 3, line 9, delete "The portfolio school" and insert **"An innovation network school that is an eligible school described under IC 20-25.5-2-2(1)"**.

Page 3, line 11, delete "portfolio" and insert **"innovation network"**.

Page 3, line 17, delete "portfolio" and insert **"innovation network"**.

Page 3, line 19, delete "portfolio" and insert **"innovation network"**.

Page 3, line 20, delete "shall continue to" and insert **"may"**.

Page 3, line 22, delete "supplies;" and insert **"supplies, as provided in the agreement established in section 2 of this chapter;"**.

Page 3, line 25, delete "portfolio" and insert **"innovation network"**.



Page 3, line 26, delete "a".

Page 3, line 27, delete "portfolio" and insert **"an innovation network"**.

Page 3, delete lines 31 through 32.

Page 3, line 38, delete "portfolio" and insert **"innovation network"**.

Page 3, line 40, delete "a portfolio" and insert **"an innovation network"**.

Page 3, line 42, before "school." delete "portfolio" and insert **"innovation network"**.

Page 3, line 42, delete "a portfolio" and insert **"an innovation network"**.

Page 4, line 6, delete "a portfolio" and insert **"an innovation network"**.

Page 4, line 16, delete "a portfolio" and insert **"an innovation network"**.

Page 4, line 18, delete "a portfolio" and insert **"an innovation network"**.

Page 4, line 19, delete "portfolio school. The portfolio" and insert **"innovation network school. The innovation network"**.

Page 4, line 23, delete "portfolio" and insert **"innovation network"**.

and when so amended that said bill do pass.

(Reference is to HB 1321 as introduced.)

BEHNING, Chair

Committee Vote: yeas 9, nays 4.

